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PATENT, TRADEMARK, COPYRIGHT
AND UNFAIR COMPETITION LAW
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968
TRUMAN A. HERRON 1935-1976
EDWARD B. EVANS 1936-1971

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TO: The Honorable Commissioner
Attention: Samuel M. Heinrich
Art Unit 1725

FROM: David H. Brinkman

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OFFICIAL

Re: U.S. Serial No. 09/806,410 DEPTH MEASUREMENT AND DEPTH CONTROL OR
AUTOMATIC DEPTH CONTROL FOR A HOLLOW TO BE PRODUCED BY A LASER
PROCESSING DEVICE
Attorney Docket No. BEET-03

ATTACHMENTS/COMMENTS: OFFICIAL
Please deliver to Samuel M. Heinrich
Response to Restriction Requirement Under 35 U.S.C. § 121 (2 pages)

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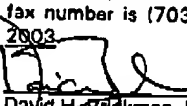
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I hereby certify that this correspondence is being deposited via facsimile to The Honorable Commissioner in the United States Patent and Trademark Office, Attention: Samuel M. Heinrich whose telephone number is (703) 308-1168 and fax number is (703) 872-9310 on October 27, 2003


David H. Brakman, Reg. No. 40,532

10/27/03
Date

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Kuhl et al.
Serial No.: 09/806,410
Filed: September 5, 2001
Group Art Unit: 1725
Confirmation No.: 8732
Examiner: Heinrich, Samuel M.
Title: **DEPTH MEASUREMENT AND DEPTH CONTROL OR
AUTOMATIC DEPTH CONTROL FOR A HOLLOW TO BE
PRODUCED BY A LASER PROCESSING DEVICE**
Our Ref. No.: BEET-03

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Commissioner for Patents
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Sir:

**RESPONSE TO RESTRICTION REQUIREMENT
UNDER 35 U.S.C. § 121**

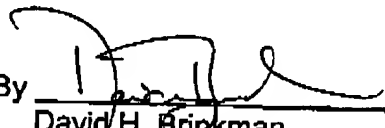
In response to the Restriction Requirement mailed on October 3, 2003, Applicants hereby provisionally elect the claims of Group II, namely claims 44-52, for prosecution on the merits, with traverse, and without prejudice to filing a separate divisional application directed to non-elected claims.

Applicants do not believe that this response requires that any fees be submitted, however, if any fees are deemed necessary, these may be charged to Deposit Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By


David H. Brinkman
Reg. No. 40,532

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